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 DEPARTMENT OF STATE

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

UNITED STATES DEPARTMENT OF	)	CASE NO. 19-cv-04094-HSG
STATE,	)	
Plaintiff,	)	<b>STIPULATION AND ORDER SETTING</b>
v.	)	<b>BRIEFING SCHEDULE FOR CROSS</b>
	)	<b>MOTIONS FOR SUMMARY JUDGMENT</b>
BRUCE OWEN and ALEXANDRA OWEN,	)	
Defendants.	)	

Plaintiff United States Department of State (“Plaintiff”) and defendants Bruce Owen and Alexandra Owen (“Defendants”), by and through their undersigned counsel, hereby STIPULATE and respectfully REQUEST that the Court set the following schedule for the parties’ cross motions for summary judgment:

- **September 10, 2020:** Deadline for Plaintiff’s Combined Opposition to Defendants’ MSJ (ECF No. 55) and Plaintiff’s MSJ (30 pages)
- **September 24, 2020:** Deadline for Defendants’ Combined Reply in Support of Defendants’ MSJ and Opposition to Plaintiff’s MSJ (20 pages)
- **October 1, 2020:** Deadline for Plaintiff’s Reply in Support of Plaintiff’s MSJ (15 pages)
- **October 15, 2020, at 2:00 p.m.:** Hearing on Parties’ Cross Motions for Summary Judgment

The parties respectfully submit this proposed schedule as a more efficient way to resolve the parties' cross-motions for summary judgment than separate briefing on each motion, which would involve six briefs (rather than four), an additional 40 pages of briefing, and potentially two separate hearings. This proposed schedule would also not affect the deadlines set by the Court in this case, since the proposed deadlines and hearing date are consistent with the deadlines set by this Court (ECF No. 52) and triggered by Defendants' filing of its MSJ on August 27, 2020.

The parties note that on August 28, 2020, the Court ordered Defendants to re-notice the hearing on their MSJ. ECF No. 56. The parties believe this stipulation would address the Court's order by setting the hearing on both parties' motions for summary judgment for October 15, 2020, at 2:00 p.m.

Pursuant to the Court's Civil Pretrial and Trial Standing Order, any *Daubert* challenge will be due no later than 21 days prior to the date set for the Pretrial Conference, *i.e.*, by October 6, 2020.

SO STIPULATED.

Respectfully submitted,

DAVID L. ANDERSON  
United States Attorney

Dated: August 31, 2020

By: /s/ Savith Iyengar  
SAVITH IYENGAR  
Assistant United States Attorney  
Attorneys for Plaintiff

By: \*\*/s/ Daniel Berko  
DANIEL BERKO  
Attorney for Defendants

\*\* Pursuant to Civ. L.R. 5-1(i)(3), the filer of the document has obtained approval from this signatory.

**ORDER**


IT IS HEREBY ORDERED that the parties' briefing schedule for their cross motions for summary judgment is as follows:

- **September 10, 2020:** Deadline for Plaintiff's Combined Opposition to Defendants' MSJ (ECF No. 55) and Plaintiff's MSJ (no more than 30 pages)
- **September 24, 2020:** Deadline for Defendants' Combined Reply in Support of Defendants' MSJ and Opposition to Plaintiff's MSJ (no more than 20 pages)
- **October 1, 2020:** Deadline for Plaintiff's Reply in Support of Plaintiff's MSJ (no more than 15 pages)
- **October 15, 2020, at 2:00 p.m.:** Hearing on Parties' Cross Motions for Summary Judgment

Any *Daubert* challenge will be due no later than 21 days prior to the date set for the Pretrial Conference, *i.e.*, by October 6, 2020.

SO ORDERED.

Dated: 9/1/2020

  
HON. HAYWOOD S. GILLIAM JR.  
United States District Judge